

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

DIANOIA'S EATERY, LLC d/b/a
DIANOIA'S and PIZZERIA DAVIDE,

Plaintiff,

v.

MOTORISTS MUTUAL INSURANCE
COMPANY,

Defendant.

Civil Action No. 2:20-cv-00787-NBF

Hon. Nora Barry Fischer

NOTICE OF APPEAL

Notice is hereby given that Motorists Mutual Insurance Company, Defendant in the above named case, hereby appeals to the United States Court of Appeals for the Third Circuit from the Order by which the Court declined to exercise its subject matter jurisdiction and remanded the instant matter to the Court of Common Pleas of Allegheny County, Pennsylvania, which was entered in this action on the 27th day of August, 2020, a copy of which is attached hereto at Exhibit 1.

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned does hereby certify that on September 24, 2020, the within **NOTICE OF APPEAL** was filed electronically and will be served upon all counsel via the Court's ECF System. The Parties may access this filing through the Court's system.

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